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June 29, 2007

**VIA ELECTRONIC FILING**

Honorable Joseph J. Farnan, Jr.  
United States District Court Judge  
United States District Court  
844 N. King Street, 4<sup>th</sup> floor  
Wilmington, DE 19801

**RE: Dennis L. Smith v. Ex-Police Chief Guy D. Baynard**  
**C.A. No. 98-639-JJF**

Dear Judge Farnan:

Pursuant to the Court's Order of May 11, 2007 this is Defendant's Status Report regarding settlement efforts.

Since the May 10, 2007 conference with the Court, the parties met to discuss settlement. Some progress has been made. However, there is still a wide gap between the parties' positions and it does not appear that settlement is imminent.

Respectfully submitted,

/s/ Bruce C. Herron

Bruce C. Herron  
Attorney for Defendant

BCH:tad

cc: U.S. District Court Clerk (via first class mail)  
Mr. Dennis Smith (via first class mail)